IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2091 OF 2004

The Municipal Corporation of Gr. Mumbai & Ors. ...Petitioners

Versus

Anant Bhikaji Hulawale & Anr. ...Respondents

Mr.N.V. Walawalkar with Mrs. N. V.Sanglikar instructed by S.H. Ujjainwala and Ors. for the petitioners.
Respondent No.1 in person.

CORAM: **DALVEER BHANDARI, C.J** &
DR. D.Y. CHANDRACHUD,J.

DATE: SEPTEMBER 13, 2004.

P.C.

We have heard the learned counsel for the petitioners and respondent No.1 in person.

2. In the facts and circumstances, we deem it appropriate to set aside the impugned orders dated 13th February, 2004 and 4th June, 2004 passed by the Maharashtra State Human Rights Commission in Case No. 148 of 2003.

3. The petitioners have paid Rs.10,000/- as an ex gratia amount to respondent No.1 and have assured that they are prepared to give alternate

accommodation at Hawking Zone Code No. 164, C.G.S.Colony Road No.9 from L.B.S. Road, Junction to Babu Shiva Kamble Chowk, Opp. Building No.15, Near Electric Pole No. NGV/18/004, Ghatkopar (West), Mumbai-400 086. The description of the place with photographs have been annexed by the learned counsel for the petitioners which form part of the record. The Respondent No.1 would also be permitted to park his handicapped tricycle. The petitioners are directed to incorporate this fact also in the order of allotment to be issued.

4. No further directions are necessary. This petition is accordingly disposed of.

CHIEF JUSTICE

DR. D.Y. CHANDRACHUD, J.